

### REMARKS

The following remarks are submitted to be fully responsive to the final Official Action dated April 27, 2010. This response is thus timely submitted within the three-month shortened statutory period for response. Should any fees be required, the Commissioner is authorized to charge Medtronic, Inc. Deposit Account No. 01-2525 and thereafter notify us of the same. Reconsideration of all outstanding grounds of the rejection and allowance of the subject application are believed in order and respectfully requested.

The allowability of dependent claims 8 and 39 is noted within the final Official Action, noted above. By this response, the subject matter of dependent claim 8 has been incorporated into independent claim 1. Also, the subject matter of dependent claim 39 has been incorporated into independent claim 32. Accordingly, as noted by the Examiner, claims 1-6, 9-14, 17-20, 32-37 and 40-42 are in condition for allowance.

### Conclusion

Applicant submits that claims 1-6, 9-14, 17-20, 32-37 and 40-42 are currently in condition for allowance, a notice of which is earnestly solicited. If the Examiner finds any issue remaining after consideration of this response, the Examiner is invited to contact the undersigned, at the Examiner's convenience, in order to expedite any remaining prosecution.

Respectfully Submitted,

By:



Mark W. Binder, Reg. No. 32,642

Customer Number 77218

Phone: 651-275-9805

Facsimile: 651-351-2954

Dated: July 27, 2010